



Federal Communications Commission
Washington, D.C. 20554

DA 13-1463

June 28, 2013

Mr. Bruce E. Munsterman
Houston Christian Broadcasters, Inc.
2424 South Blvd.
Houston, TX 77098

email@khcb.org

Call Sign: E130011
File No.: SES-LIC-20130116-00053

Dear Mr. Munsterman:

On January 16, 2013, Houston Christian Broadcasters, Inc. (Houston Christian) filed the above-captioned application for a fixed earth station license in Houston, Texas, to communicate with ALSAT designated satellites in the 3700-4200 MHz (space to Earth) and 5925-6425 MHz (Earth to space) frequency bands using a 3.8-meter antenna, model PRODELIN 1383. For the reason explained below, we dismiss the application without prejudice to re-filing.¹

Section 25.112(a) of the Commission's rules requires the Commission to return, as unacceptable for filing, any earth station application that is not substantially complete, contains internal inconsistencies, or does not substantially comply with the Commission's rules. 25 C.F.R. § 25.112(a).

As noted above, Houston Christian's application specifies ALSAT as its sole desired point of communication. However, only earth stations that meet routine licensing criteria may be authorized with ALSAT as a point of communication.² The size of the requested 3.8-meter antenna does not meet the requirements for routine processing established in Section 25.212(d)(2) of the Commission's rules, 47 C.F.R. § 25.212(d)(2). As a result, the application of Houston Christian does not substantially comply with the Commission's rules and is unacceptable for filing.

¹ If Houston Christian re-files an application identical to the one dismissed, with the exception of supplying the corrected information, it need not pay an application fee. See 47 C.F.R. § 1.1111(d).

² See, e.g. Amendment of the Commission's Regulatory Policies to Allow Non-U.S. Licensed Space Stations to Provide Domestic and International Satellite Service in the United States, *Order on Reconsideration*, 15 FCC Rcd 7207 (para. 13) (1999) (*DISCO II Order*) (re-iterating that routine earth stations in the C- and Ku-band – that is, earth stations that operate consistently with the technical requirements of Part 25 of the Commission's rules - are typically licensed to communicate with all U.S. licensed satellites operating in these bands). See also Telesat Canada, Petition for Declaratory Ruling For Inclusion of ANIK F1 on the Permitted Space Station List, *Order*, 15 FCC Rcd 24828 (para. 15) (2000); Telesat Canada, Petition for Declaratory Ruling For Inclusion of ANIK F1 on the Permitted Space Station List, *Order*, 16 FCC Rcd 16365 (para.7) (2001).

Accordingly, pursuant to Section 25.112(a)(1) of the Commission's rules, 47 C.F.R. § 25.112(a)(1), and Section 0.261 of the Commission's rules on delegations of authority, 47 C.F.R. § 0.261, we dismiss the application, without prejudice to re-filing.

Sincerely,

Paul E. Blais
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Satellite Division
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